

**IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF ILLINOIS**

TROY D. WHITMORE, Inmate #N71463, )  
  )  
  )  
Plaintiff,                                 )  
  )  
vs.    )    CIVIL NO. 12-cv-771-JPG  
  )  
  )  
ROGER E. WALKER, et al                     )  
  )  
  )  
Defendants.                                     )

**MEMORANDUM AND ORDER**

**GILBERT, District Judge:**

On July 23, 2012, Plaintiff was ordered to provide the Court with his current address no later than August 3, 2012 (Doc. 6). Plaintiff clearly was warned in that Order that failure to do so could result in dismissal of this case. The date to notify this Court of Plaintiff's change of address has passed, and Plaintiff has failed to do so. As a result, this action is **DISMISSED** without prejudice, for failure to comply with an Order of this Court. **FED. R. CIV. P. 41(b).** *See generally Ladien v. Astrachan, 128 F.3d 1051 (7<sup>th</sup> Cir. 1997); Johnson v. Kamminga, 34 F.3d 466 (7<sup>th</sup> Cir. 1994).* Plaintiff's obligation to pay the filing fee for this action was incurred at the time the action was filed, thus the filing fee of \$350 remains due and payable. *See 28 U.S.C. § 1915(b)(1); Lucien v. Jockisch, 133 F.3d 464, 467 (7th Cir. 1998).* All pending motions are **DENIED as moot.** The Clerk's Office is **DIRECTED** to close this case.

**IT IS SO ORDERED.**

**DATED: August 14, 2012**

*s/J. Phil Gilbert*  
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**United States District Judge**